



APPENDIX B

DOCKET NO. JJI-45

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Larry B. Gray et al.

Serial No.: 09/232,544

Art Unit: 3731

Filed : January 18, 1999

Examiner: W. Lewis

For : AXIALLY FLEXIBLE STENT

Assistant Commissioner Patents
Washington, D.C. 20231

RECEIVED

JAN 30 2004

TERMINAL DISCLAIMER

TECHNOLOGY CENTER R3700

Dear Sir:

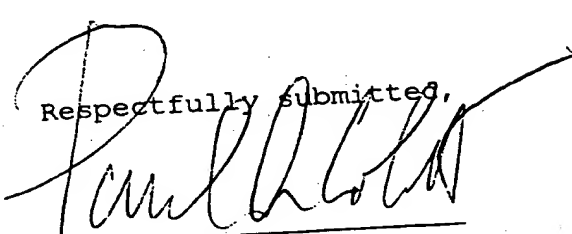
Your Petitioner, Cordis Corporation, a corporation of the State of Florida, having a registered office at 40 Technology Drive, Warren, New Jersey 07059, represents that it is the Assignee of the entire right, title and interest in and to the subject matter disclosed in the above-captioned patent application by virtue of its being a continuation of U.S. Patent Application Serial No. 08/770,236, filed December 20, 1996, now U.S. Patent No. 5,895,406. Cordis Corporation is the owner of U.S. Patent Application Serial No. 08/770,236, filed December 20, 1996 as evidenced by the attached copies of documents sent to the United States Patent and Trademark Office. Aforementioned U.S. Patent Application Serial No. 09/232,544, filed January 18, 1999 is a continuation of U.S. Patent Application Serial No. 08/770,236 filed December 20, 1996, now U.S. Patent No. 5,895,406.

Your Petitioner, Cordis Corporation hereby disclaims, under the provisions of 35 USC 253 and 37 CFR 1.321 and 3.73, the terminal part of any patent granted on application Serial No. 09/232,544 which would extend beyond the expiration date of United States Patent No. 5,895,406 and hereby agrees that any patent so granted on application Serial No. 09/232,544 shall be enforceable only for and during such period that the legal title of said patent shall be the same as the legal title to United States Patent No. 5,895,406, this agreement to run with any patent granted on application Serial No. 09/232,544 and to be binding upon the grantee, its successors or assigns.

The Terminal Disclaimer fee of \$110.00 and any additional fees which may be owed in connection with the filing of this Terminal Disclaimer can be charged to Johnson & Johnson Deposit Account No. 10-0750/JJI-45/PAC. Three copies of this sheet are enclosed.

Signed at New Brunswick, New Jersey this 18th day of February, 2000.

Respectfully submitted,


Paul A. Coletti
Secretary

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-2815
Date: February 18, 2000

BEST AVAILABLE COPY